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In re Application of:
Verheijden et al.
Serial No.: 09/744,170
Filed: January 22, 2001
Attorney Docket No.: O/98393US

DECISION ON PETITION TO
WITHDRAW THE HOLDING
OF ABANDONMENT

This is in response to applicants' petition under 37 CFR § 1.181 filed on August 19, 2004, requesting withdrawal of the holding of abandonment based on the timely payment of the Issue Fee.

A review of the file history shows that the examiner mailed a Notice of Allowance to applicants on February 25, 2004. On July 27, 2004 a notice of abandonment was mailed for failure to pay the issue fee.

Applicants state that authorization to timely pay the issue fee was provided on or about May 21, 2004 by Applicants' attorney. Applicants have submitted the fee transmittal page, fax cover page and proof of fax page as evidence of such authorization. In view of this evidence, applicants are considered to have paid the Issue Fee in a timely manner.

Applicants' petition is **GRANTED**. The application is restored to pending status with the mailing date of this decision and is being forward to the Office of Publications for allowance.

The appropriate fees will be charged to deposit account 02-2334.

Applicants also petition the Commissioner for a patent term extension. However, patent term extensions are decided by the Office of Petitions. Therefore, this petition will be forwarded to the Office of Petitions for consideration of this request.

Should there be any questions about this decision, please contact Marianne C. Seidel by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0584 or by facsimile at 703-872-9306.

Jasemine C. Chambers
Director, Technology Center 1600